

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ST. PAUL TRAVELERS, as successor in interest to)
ATLANTIC MUTUAL INSURANCE CO.,)
MARINE DIVISION, subrogee of IBEX LLC,)
and IBEX, LLC,)

Plaintiffs,)

v.)

FAIRHAVEN SHIPYARD, INC., and A.I.)
MARINE ADJUSTERS, INC., a member of)
AMERICAN INTERNATIONAL GROUP, INC.,)
Defendants.)

C. A. No.: 04 11314 PBS

STIPULATION OF DISMISSAL

The parties to the above-entitled action, pursuant to the provisions of Fed. R. Civ. P. 41(a)(1)(ii), hereby stipulate that A.I. Marine Adjusters, Inc., a member of American International Group, Inc., be dismissed from this action without prejudice and without costs.

The Plaintiffs,
St. Paul Travelers and IBEX LLC,
By their attorney,

The Defendant,
Fairhaven Shipyard, Inc.
By its attorney,

/s/ William Hewig, III
William Hewig, III
B.B.O. # 541910
Kopelman and Paige, P.C.
31 St. James Avenue
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(617) 556-0007

/s/ John F. Leahy, Jr.
John F. Leahy, Jr.
B.B.O. # 289860
Long & Houlden
100 Summer Street, 11th Floor
Boston, MA 02110
(617) 439-4777

The Defendant,
A.I. Marine Adjusters, Inc.,
By its attorneys,

/s/ Robert M. Elmer
James J. Duane, III
B.B.O. # 136500
Robert M. Elmer
B.B.O. # 640269
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(617) 654-8200

I certify that on this 2nd day of August, 2005, I served a copy of the above pleading, on all counsel of record.

/s/ Robert M. Elmer
Robert M. Elmer